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Douglas Ray Sparks

Group Art Unit: 3725

AUG 05 2004

Serial No.: 09/683,967

Examiner: Mark Rosenbaum

Filed: March 7, 2002

MICROMACHINED LYSING DEVICE AND METHOD FOR PERFORMING CELL LYSIS

REQUEST TO WITHDRAW THE HOLDING
OF ABANDONMENT UNDER 37 CFR § 1.181Commissioner of Patents and Trademarks
Alexandria, D.C. 20231-1450

In response to the Notice of Abandonment dated July 23, 2004, Applicant hereby petitions to request withdrawal of said holding of Abandonment. The Notice of Abandonment was stated as being in response to Applicant's failure to respond to the Office Action mailed November 7, 2003. However, attached is a copy of the Response to the Office Action, which was faxed December 30, 2003, to the USPTO. The Confirmation of Fax substantiates the faxing date of December 30, 2003.

Therefore, Applicant humbly requests that the holding of Abandonment be

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withdrawn and that the Response to the Office Action filed December 30, 2003, be entered.

Although it is believed that no fees are required at this time, the Commissioner is hereby authorized to charge any fees which may arise because of this request to Deposit Account 08-0960.

Please contact the Undersigned at (219) 462-4999 with any questions. Thank you.

Respectfully submitted,

By Domenica N.S. Hartman
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August 5, 2004
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22 pages

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